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SUPREME COURT NEXT STEP

Court of Appeals upholds deportation of Belfrage; fight for bail goes on

AFTER A FULL MONTH of deliberation, the U. S. Court of Appeals on July 12 unanimously affirmed a deportation order against GUARDIAN editor Cedric Belfrage. A plea for Belfrage's release on bail was dismissed as "academic" in view of the court's adverse decision.

Belfrage has been held in a federal prison in New York City since his arrest on May 13, less than 24 hours after a Board of Immigration Appeals upheld a deportation order issued last Dec. 9. Confinement of deportees in prisons has been protested by leading newspapers and several Congressmen, but efforts to transfer Belfrage to other quarters have been rejected by the Immigration Dept.

Have you written to your local newspaper with the facts in the Belfrage Case?

THE NEXT STEP: Belfrage's attorneys immediately announced they will seek a Supreme Court review of the case and will apply again to the Court of Appeals for bail pending that action. If bail is again denied, it will be applied for directly to a Justice of the Supreme Court.

The three-man Appeals Court which upheld the deportation order consisted of Judges Harrie B. Chase, Charles E. Clark and Sylvester Ryan.

Belfrage was first arrested on a deportation warrant on May 15, 1953, a day after he declined to answer questions before Sen. Joe McCarthy's investigating committee. He was held on Ellis Island at that time for a month before his right to bail was won. Since his second arrest he has been imprisoned for two months.

Deportation action against him is based on a charge that he was a member of the Communist Party in 1937 and 1938. The Immigration Board of Appeals has conceded that there is no question of CP association since that time, nor at the time of his last entry to the U. S. in 1945, after war service in Germany directly under Gen. Eisenhower's Supreme Headquarters.

Belfrage himself has taken the succession of reverses in stride. He said he was "absolutely engulfed in boredom" in West St. Prison, but was determined to fight his case through to the last judicial resort.

Laughter: killed by the Un-American Committee

This was a scene at Ormsby Village for Youth, a teen-age camp which helped break down prejudice and gave underprivileged young Californians a new look at life. As a result of Un-AAC poison the camp did not open this year. For details, see below.

For an end to all wars

ON JULY 9 the distinguished British philosopher Bertrand Russell made public a statement signed by himself and eight of the world's most eminent scientists. First to sign, in the last week of his life, was Albert Einstein. The statement asserts that the only hope for mankind is the avoidance of war, that a ban on nuclear weapons, while it would serve to lessen tensions, is in itself not the answer.

It asks the scientists of the world to "assemble in conference to appraise the perils that have arisen as the result of the development of weapons of mass destruction, and to discuss a reso-

lution in the spirit of the appended draft." The draft resolution says:

> "In view of the fact that in any future war nuclear weapons will certainly be employed, and that such weapons threaten the continued existence of mankind, we urge the governments of the world to realize and to acknowledge publicly that their purpose cannot be furthered in a world war, and we urge them, consequently to find peaceful means for the settlement of all matters between them."

The statement was signed by Einstein, Russell and the following: Prof. Percy Bridgman, Harvard, Nobel Prize winner; Prof Leopold Infeld, Univ. of Warsaw, co-author with Einstein of **The Evolution of Physics**; Prof. Hermann J. Muller, Indiana Univ., Nobel Prize winner in physiology and medicine; Prof. Cecil F. Powell, Bristol Univ., Nobel Prize winner; Prof. Joseph Rotblat, London Univ.; Prof. Hideki Yukawa, Kyoto Univ., Nobel Prize winner; Frederic Joliot-Curie, France, Nobel Prize winner.

See page 5 for excerpts.

"BUM SHOW," SAID THE CRITICS

Un-Americans find slim pickings in L. A.

By Lawrence Emery

LOS ANGELES, with its sturdy progressive movements, is of everlasting interest to the House Committee on Un-American Activities. To celebrate Independence Day, a subcommittee headed by home-state Democrat Clyde Doyle set up shop there for a five-day hearing with some 40 persons under subpena (at least three of them lost their jobs as a result). Doyle was accompanied by Reps. Donald L. Jackson (R-Calif.), Morgan M. Moulder (D-Mo.), and Gordon Scherer (R-Ohio).

Those called included trade unionists, civic and social workers, educators, film workers. Top targets were the Ormsby Village for Youth Foundation and the So. California Peace Crusade. Both got the committee's full treatment and Hugh Hardyman, connected with both, left the witness stand under threat of prosecution for treason, sedition, perjury, false statements in obtaining a passport and illegal use of it. What's more, Rep. Scherer pledged his personal attention to the matter of denaturalizing him and deporting him to England.

THE ORMSBY STORY: Hardyman, a retired fruit grower, was one of the founders of Ormsby Village, an interracial, inter-cultural teen-age summer camp in Topanga Canyon, which began operating in 1950. As an undertaking based on brotherhood and mutual respect, it was blessed by the entire Los Angeles press and most top civic agencies and was welcomed as an antidote to juvenile delinquency. When the committee announced last year it was under investigation, financial support fell off. It didn't open this year and the property has now been sold.

But of Hardyman's sins, the youth camp project was a minor one to the committee compared to his attendance, under So. California Peace Crusade auspices, at a peace conference in Peking in 1952 with delegates from 37 Asian-Pacific countries. (The GUARDIAN published the report of the 14-member U. S. delegation, Feb. 19, 1953).

ON GERM WARFARE: Hardyman refused to answer all questions concerning his trip, but when the committee drummed away on whether he had accused the U. S. of using germ warfare during the Korean conflict, he said:

> "I want to say that in my opinion there is overwhelming evidence that the United States used germ warfare during the Korean campaign. I will be happy to refer the committee to the documentation of the Chinese charges contained in a survey of the evidence by a world-wide commission of unimpeachable character."

Rep. Scherer leaned over and said:

> "If it's within my power, you're going back to where you came from.

(Continued on Page 6)

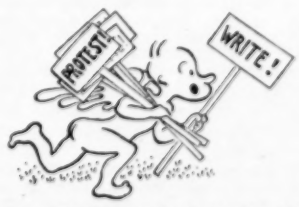
VINDICTIVENESS, INC., MARCHES ON

Brownell and Congress are stepping up witch-hunt in face of setbacks in court

SOME RECENT court decisions in the field of civil liberties have been refreshing enough to make it seem that a trend in the direction of traditional U. S. freedoms has set in. But the dragon-killers, Congressional and otherwise, are still busily at work and no let-up in the witch-hunt is yet in sight. Here are some of the things in the works:

UN-AMERICAN PROBES: The House Committee on Un-American Activities is continuing its hearings (see page 1) in spite of a Supreme Court ruling highly critical of its methods. In a formal report to Congress last February, the committee recommended an amendment to the Smith Act that would make mere membership in the Communist Party "prima facie evidence" of knowingly and willfully conspiring to teach and advocate the overthrow of the government; urged that use of the mails be forbidden to "subversive" publications, both domestic and foreign; asked for penalties for the unauthorized transportation across state lines of government secrets; and called upon labor unions to deny membership to communists and other "subversives."

PRESS WITCH-HUNT: Attacks on the press are increasing. At least five newspapermen are currently under subpena by the Senate Internal Security subcommittee as a result of the "spy confession" by CBS commentator Winston Burdett. In addition, a former editor of the magazine **March of Labor** is under subpena by the House Committee. Probes of foreign language pa-



Have you written a letter to Atty. Gen. Brownell demanding freedom for Cedric Belfrage?

(Continued on Page 7)

Just A Gentle Reminder

To renew for 1 year mail address - plate with $3. Do it today.

If your address - plate reads July, '55, or earlier, your subscription is in arrears and is due for renewal NOW.

- **Be sure to check your address-plate carefully for errors before enclosing. Indicate if you want your paper wrapped. Enclose remittance, mail to:**

NATIONAL GUARDIAN 17 Murray St., New York 7, N. Y.

THE MAIL BAG

Personal bleeding

MILAN, MICH.

No more appropriate way of celebrating the Fourth of July comes to mind than to subscribe to your weekly and ask that my name be added to the Committee seeking justice in the Belfrage Case.

Having read **A Faith To Free The People**, I was disgusted when the Presbyterian Church expelled Claude Williams, a preacher who has done some personal bleeding both literal and figurative for the downtrodden. That either his or Belfrage's activities "are not in the best interests of the U.S." is a charge open to debate to say the least. **R. F. Burlingame**

From Minnesota

MINNEAPOLIS, MINN.

Enclosed are two checks totaling $25 for the Belfrage defense. This money was collected at a picnic on June 26 which was given by the Progressive Party of Minnesota.

Clifford G. Lyons

Our thanks to Minnesota. Will others let us know about summer party plans for the GUARDIAN? Ed.

Advice to foreign born

CHICAGO, ILL.

On May 18, 1953, you printed a warning to the foreign born that letters were being sent out by the Dept. of Justice "inviting" them to come to be interviewed. Now, two years later, these letters are still being sent out, intimidating foreign born Americans and causing them heartache and anxiety. It would be a good idea, I think, to reprint your warning together with advice on what to do if one receives such a letter. **M. Miller**

The advice still holds good. All foreign born residents should be advised that such letters are not summonses and that no penalty can be legally imposed for failure to comply. However, a visit from a Dept. of Justice agent may follow such failure; or a visit may come without the formality of a letter. In no case should any questions be answered or interviews submitted to without advice of counsel. Assistance and advice, including material on rights of foreign born, may be obtained without charge from the American Committee for Protection of Foreign Born, 23 W. 26th St., N. Y. C. The committee will also inform you of the address of the nearest local branch. Ed.

The Salk vaccine

SUNNYSIDE, WASH.

I've been a reader of the GUARDIAN for a number of years. It is very good and a necessity in our days of witch-hunts and smears. But it seems to me you have sort of fallen down on one item—the Salk vaccine. You fail to look at both sides of this issue. This vaccine, like all vaccines, is false and a fraud, a violation of the laws of nature and can do a lot of damage and cannot and will not prevent polio. It will add profits to the drug firms though.

Polio is a diet deficiency disease and cannot be eradicated by drugs and vaccines, but these filthy substances can cause disease and death. The people must be given the truth about this racket before it is too late to save the lives of thousands of little children over the country.

I understand this is a controversial subject, but so is politics and economics. **Gene Smith**

How crazy can you get dept.

LONDON (AP) — The United States, Britain and France are agreed on the main terms of a three-stage program for a European settlement with Russia, informed diplomats said on Wednesday. . . .

The informants stressed that there is little if any chance that these Western objectives will be achieved at Geneva, even in the unlikely event of a Russian decision to accept the program as it stands.

Everett (Wash.) Daily Herald

One year free sub to sender of each item printed under this heading. Winner this week: Margaret Nygren, Everett, Wash.

Sneak preview

BROOKLYN, N. Y.

At last that colony of subversion—Hollywood—has been again investigated by the House Un-American Activities Committee. And about time too! Those shrewd reds were about to get away with a sneaky piece of propaganda in this new picture Marty—a thinly-veiled attempt to depict American manhood as a bunch of "butchers."

Thanks to the tireless work of the fearless investigators, we will finally be able to send our kids to the movies without fear of their being subverted in cinemascope.

Stan Welsberger

The socialist solution

SAN FRANCISCO, CALIF.

We have no way of knowing how many people in the U.S. would accept a socialist solution because, for nearly 20 years, no such solution has been offered. For nearly 20 years, despite the valiant efforts of Bill Foster and a few others, there has been no hard core of Marxist thinking in the U.S.

If there had been we would not at this late date be arguing about a socialist perspective. We would have such a perspective. We would also have a coalition with non-Marxist groups, for they would respect us more than they do now. This lack of Marxist orientation has made it easy to shove the big lie of Soviet aggression down the throats of millions of Americans, thus bringing us again and again to the brink of World War III.

Mickey Corcoran

For a third party

SANTA MONICA, CALIF.

I think John T. McManus is on solid ground in his advocacy of a third party, grounded in organized labor, minority and all left-wing groups. Mike Quill sounded the tocsin call. His proposal deserves much more support than it is receiving.

The ruling oligarchy has little to worry about as long as Labor and Progressives generally continue to support either one of the two major parties, both owned and controlled by Big Business. The two-party racket is one of the main props of decaying capitalism. British labor saw through that one years ago. One of these fine days an Aneurin Bevan may supplant the Attlees and Edens, then the Tories will wake up some fine morning and inquire plaintively "who killed Cock Robin?"

Without a party of their own, Labor and Progressives are hog-tied and helpless. The time will never come when they can't make some piddling gains by trailing along with the least vicious of the two major parties. To build such a party won't be easy, but the reward will be worth the struggle.

A. H. Reed

Wisconsin State Journal

Chance for the young

EVERETT, MASS.

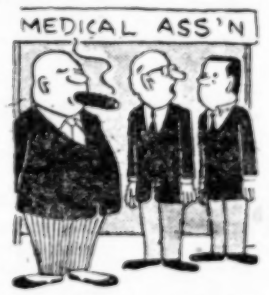
Please keep the P.P. going. The two old parties have nothing to offer on the left. Give the young people a fighting chance.

Louis Deschamps

"Parliament of Man"

RUSKIN, FLA.

We urgently need in this country a new political party, primarily to advocate a democratically elected "Parliament of Man, the Federation of the World," which shall (a) have the only armed police force in existence (replacing all national armed forces), and (b) provide for the just use of land and other natural resources by instituting a uniform world currency whereby those who work, by producing and distributing wealth, shall not only receive just wages but be charged just prices for what those wages buy. **Henry J. Sutton**



Carrefour, Paris

Dr. Schprourntz here will report on the dangers of tobacco and remedies for baldness and obesity.

South Africa note

SALT RIVER, UNION OF S. AFRICA

As you know, real progressives are severely handicapped in my country. The powers that be try very hard to keep us tied up but you can't hold an honest man down. Our newspaper, **New Age**, is progressing well.

Copies of the GUARDIAN come through and are read with great pleasure. As you are aware, we must confine our literature to the Bible, comics and stock exchange news. The latter is most interesting for our Peace shares seem to be going up in value. **John Morley**

F. D. R. in England

FARMINGTON, IOWA

Some time ago I mailed a copy of the Roosevelt Memorial record to the Workers Music Assn. in England in exchange for some of their publications unavailable in this country. The following is an excerpt from a letter I received from the secretary of the WMA:

"'The Unforgotten Man' LP record is now much in demand here for hearing at socials, etc., and this is the only copy that anyone here seems to have. It is a worthy tribute indeed and very heartening in our work today."

Clyde R. Appleton

"The Neurotic"

CHICAGO, ILL.

Wish to dissent strongly from Samuel Garrett's letter on Joseph Furst's book **The Neurotic**. It is not without significance that Dr. Furst's book is virtually devoid of any descriptions of cases, or types of cases, which have actually been cured by his principles. Its relatively few truths are mainly social, not psychological truths. Its account of phychological mechanisms is shallow, and consists largely of attacks on psychoanalytic conceptions, which in almost every instance are stated inaccurately.

Even those progressives, including Marxists, who are well aware that psychoanalysis needs a thorough house-cleaning, must remain completely dissatisfied with this book. What is good in it it is overwhelmed by all that is misleading in it. **W. B.**

Preserve the heritage

PORTLAND, ORE.

There are times one feels too deeply to express the feelings in words—how far removed we are from the U.S. our forefathers presented us with, and that brought my forefathers to our shores. They upheld our principles and God grant I always may. It takes fine men and women from other countries to fight to try to preserve that heritage, while old-time Americans just go about their pleasures, totally indifferent to the fate of honest, true men and women. May "our Editor" soon be free and in the U.S. **Carmelita Dresel**

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REPORT TO READERS

Letter from England

IN THE MAIL last week came a letter from the noted journalist Basil Davidson which showed that our friends in England are keeping a close and understanding watch on America. Davidson enclosed a letter on "Human Rights in the U.S.," signed by 42 persons representative of various sections of British life. The letter had been submitted to **The Times** of London for publication on or about July 4; it was not accepted.

Among the persons who signed were four members of Parliament (Maurice Orbach, John Parker, Ben Perkin and Sydney Silverman); Lord Boyd-Orr, former head of the UN Food and Agriculture Organization; Prof. Hyman Levy, Dr. Joseph Needham, distinguished scientist; G. D. H. Cole, author Douglas Goldring, Rev. Stanley Evans, D. N. Pritt, and 16 trade union leaders. The text of the letter follows:

WE BELIEVE that the anniversary of the Declaration of Independence should be honoured by all who uphold the principles of justice and human rights, and in this spirit join with our American friends in celebrating July 4. Because friendship requires plain speaking, and because the destinies of our two countries have been so closely bound together in war and peace, we venture to offer a few comments appropriate to the day.

We have watched with growing concern as dark clouds of fear and intolerance increasingly obscure the American tradition of freedom, and have eagerly noted in recent months the signs of a healthy public opinion reasserting itself. But just when we hoped for the return of the political atmosphere of the Bill of Rights—which declares "Congress shall make no law . . . abridging the freedom of speech or of the press . . ." we read of a series of Smith Act trials in which the charge is merely membership in the Communist Party. In some cases these will be second trials, in spite of the constitutional safeguard against "double jeopardy," in that the accused have already served five-year sentences under the same Act for "conspiracy" to organise the Communist Party as an association to "teach and advocate" certain proscribed beliefs. These charges were described by the **N.Y. Times** as involving "a violent upheaval in our judicial concepts." We believe that they also conflict with the UN Declaration of Human Rights in that they condemn people for their ideas as distinct from their actions.

We are glad to observe an increasing understanding in the U.S. that attacks on Communists lead to general encroachment on civil liberties, whether of trade unionists, scientists, teachers or clergymen. We agree with Lord Acton's dictum: "The most certain test by which we judge whether a country is really free is the amount of security enjoyed by minorities." We have seen how "loyalty investigation" and the rule of the paid informer can endanger the liberty and livelihood of thousands of law-abiding citizens, and how legislation passed in a hysteria of anti-Communism can be used to limit the freedom of speech, press and assembly of all Americans. "Security" becomes a laughing-stock when it leads to passports being denied to Americans of international standing, and denies visas to equally distinguished men and women from other lands who wish to visit the U.S.

Our expression of concern at these prosecutions and restrictions is a token of respect and friendship for the many Americans, both famous and little-known, who have stood out against the witch-hunt, and especially for those who have suffered by imprisonment, exile, loss of employment or in other ways. Their record gives us confidence in the future and encourages us to appeal to all friends of freedom in Britain to make known their support and thus hasten the return to sanity in the U.S.

WE WROTE to Davidson applauding the letter and giving him the latest facts on the monstrous perversion of human rights in our own family: the jailing and continued persecution of our editor Cedric Belfrage. We suggested that important voices in England could be raised in his behalf.

But the most important voices for Belfrage are still our own in our own country. Have you written that letter to Atty. Gen. Brownell demanding Belfrage's release—and to your local paper with the facts in the case? As we have said so many times: Nobody is going to fight for us if we don't fight for ourselves.

—James Aronson

Query

ATLANTIC CITY, N. M.

All physicians in Philadelphia received a card from the Philadelphia County Medical Society on June 24, 1955, with the following query, to be answered "yes" or "no":

"Is it your personal feeling at the present time that an enemy attack will be made in Delaware Valley before 1965?"

Name withheld

WAR & PEACE

Big 4 gather at Geneva as world public opinion presses for a solution

By Kumar Goshal

WITH the call for an end to war signed by Albert Einstein and eight other eminent scientists (see below and p. 5) underscoring the urgency of their meeting, the Big Four begin their summit talks this week at Geneva. Preceding it, a U.S.-U.S.S.R. exchange revealed respective attitudes to the approaching conference.

In Moscow, Nikita Khruschchev, First Secy. of the Soviet Communist Party, attended the U.S. Embassy's July 4 reception and told the American Minister:

- "I liked [parts of] the last statement of Eisenhower at his press conference; . . . [it] was a fresh stream of ozone."
- "If you talk to us honestly and sincerely as equal to equal, something will come of [the conference.]"
- "We are not going to Geneva with broken legs . . . that is a fantasy of stupid people."
- "If you don't want to talk seriously we can wait and hold on."

NOW YOU SEE IT . . . : Khruschchev's remarks were obviously meant to squelch Washington's constantly reiterated theory that Moscow's peace moves were made from weakness. At his press conference President Eisenhower stoutly denied that any Administration member "has ever said the Soviets are coming to any conference weak."

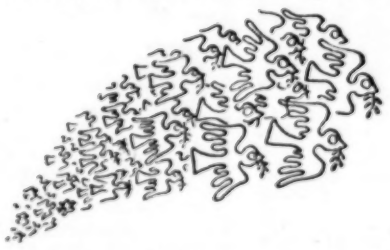
Next day it was disclosed that Secy. Dulles had told Congress on June 10 that the Soviet economy was "on the point of collapsing." Trying to recover the fumble, the White House denied any conflict between the Eisenhower and Dulles views, said Dulles "was not speaking of any immediate crisis confronting the Soviet Government."

In London Prime Minister Eden was pictured as determined to play at Geneva the kind of "fluid diplomacy . . . Great Britain traditionally likes" (**Christian Science Monitor,** 7/5). But his pre-conference statements showed no deviation from the familiar Washington-London cold war line. French Premier Faure went to Geneva limping from wounds France is suffering in N. Africa. And W. German Chancellor Adenauer moved to a villa 90 miles from Geneva to be within easy reach of the allies whose policies he is doing so much to shape.

GERMAN IMPRESSIONS: More important than the pronouncements of statesmen, however, was what the N.Y. **Times** (7/10) called "the tremendous pressure of public opinion on the powers." Recent Soviet initiatives to end the cold war have had a profound impact on all of W. Europe. The **NYT's** Drew Middleton, describing this "far reaching effect" (7/10), said Soviet peace moves had greatly affected Italian leaders and persuaded the average Paris citizen "to support anything that looks like peace." He found the W. Germans saying in effect:

> "It's all very well for you to scream about the Russians, but they are our next-door neighbors and we . . . have to find a way of living with them."

W. Germans have also been impressed by the favorable reports from German correspondents now in the U.S.S.R., who are described by their



publishers as "politically independent men . . . writing from the greatest objectivity possible." Chief editor Vehrer of Hamburg's influential **Die Welt,** expecting to be spied upon in Moscow, found no spying at all and wrote: "We spent an evening with a Russian family. . . . I have seldom experienced such cordiality." The widely read Dusseldorf **Westdeutsche Allgemeine Zeitung's** George Dittrich reported:

> "We were treated with extraordinary friendliness. . . . We were free to go around alone in the cities and villages and we made wide use of this possibility."

VOICE OF ASIA: The great weight of the Bandoeng conference in making articulate the Asian peoples' demand for peace (see Spectator, p. 8), and thus helping to create the present world atmosphere—in which the fathers of the cold war are being forced almost to disavow their own child—was also becoming plain. Premier Nehru, concluding a highly important diplomatic journey, was in a position to deny categoricallgy that the U.S.S.R. is acting from weakness or suffering any kind of food crisis. Telling Eden that Moscow was "ready to negotiate productively" at Geneva, which "may mark a turning point in East-West relations," Nehru said that the Western powers, especially Britain, should respond to Soviet flexibility and "contribute their share toward liquidating the cold war" (N.Y. **Herald Tribune,** 7/9).

In the U.S. a furor was caused by Burma Premier Nu's "impression" that "responsible Americans were not against Peking's entry into the UN" at the proper time. This emphasized how much Washington is out of step with the rest of the world. Both Nehru and Nu spoke for the discussion of Asian questions—most particularly the question of Formosa—at Geneva and the desirability of having on hand some Asian representatives. Along with Yugoslav President Tito they urged the Big Four agree to Peking's admission to the UN. The U.S. remains totally opposed to discussing Far East issues at Geneva.

THE POSSIBILITIES: Because of this world-wide pressure for settlement, the Geneva Conference was pregnant with immense possibilities. However, as Khrushchev pointed out July 4, the possibilities would be nullified if the West approached the conference only to drive a hard bargain with a "weak" U.S.S.R. In the opinion of such "active co-existence" proponents as Nehru, Tito and Nu, as summed up by **NYT** (7/10), there was a genuine prospect of liquidating the "cold war" at Geneva, although the liquidation may take a long time.

Herblock in Washington Post

"Yes, we'll be there rain AND shine."

LOUISVILLE FRAME-UP

Carl Braden freed in $40,000 bail

CARL BRADEN, convicted and sentenced to 15 years in prison in the Louisville sedition frame-up, was scheduled to be released in $40,000 bond July 12 pending appeal after six months in jail. The bond, believed to be the highest ever set in a similar case, was posted by the Emergency Civil Liberties Committee. Clark Foreman, ECLC chairman, said:

> "Now that all seven of the Louisvillians accused of sedition are at liberty, we hope it will soon become clear that the charges against them are spurious. As we are convinced that the law under which they were indicted is unconstitutional, we believe that it will not be long before the people of Kentucky will join the ECLC in deploring this hysterical miscarriage of justice."

●

Have you written to your local newspaper with the facts in the Belfrage Case?

A BLOW AGAINST THE BLACKLIST

TV-radio union revolts against rule-by-terror

IT WAS BAD enough when a couple of ex-FBI agents a few years back set up a newsletter called **Counter Attack** and made a living by driving other people out of work through a blacklist called **Red Channels.** TV and radio actors listed there found themselves suddenly separated from employment. But the matter became real smelly two years ago with the formation of AWARE, Inc., which has gradually superseded **Counter Attack.**

Seven members of the N.Y. local of the American Fedn. of Television & Radio Artists, including three board members, became directors of AWARE; trade unionists themselves became the finger-pointers. And they added a new dimension to the blacklist by making it a device for perpetuating their side in office—opposition candidates were destroyed with the tag of "Communist fronters."

2 TO 1 VICTORY: But now a revolt has set in; on July 4 the results of an AFTRA referendum vote on a resolution condemning AWARE was announced: it carried by 982 to 514.

AWARE, Inc., is headed by Godfrey P. Schmidt who teaches law at Fordham University; its announced purpose is to combat "the Communist conspiracy in entertainment-communications."

Things came to a head late last year following a union election in which an AWARE-backed slate defeated 16 opposition candidates. On Dec. 27, 1954, the organization issued what it called "Publication No. 12" in which it listed the 16 defeated candidates and charged that 13 of them had "what are considered significant public records in connection with the Communist-front apparatus."

Fitzpatrick, St. Louis Post-Dispatch

"Everyone is a little subversive but thee and me, and sometimes I think even thee . . ."

In May this year a membership meeting attended by 349 (the local has 4,500 members) adopted a resolution condmning AWARE by a vote of 197 to 149. It was introduced by rank-and-filer George Ives and denounced AWARE for attacking the Independent slate "by the now familiar smear methods of inference and innuendo"; deplored "the circulation or promulgation of smear tracts or lists in general and the one published by AWARE, Inc., in particular," and resolved "that AWARE, Inc., be condemned for interfering in the internal affairs of our union."

"A MORAL WRONG": The AWARE people moved that the resolution be submitted to a referendum vote, were startled at the two to one result. Mr. Schmidt said the vote of condemnation

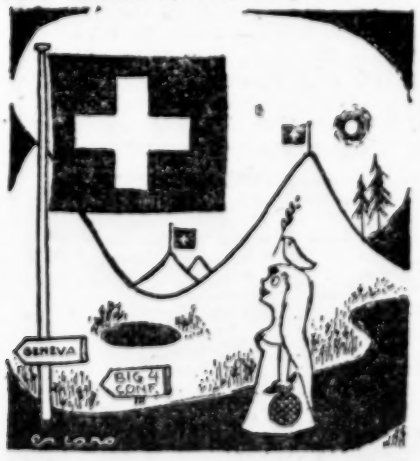
> ". . . seeks to set up a new privileged class to be protected at all costs from comment or criticism: persons with significant and unrepudiated records of association with the Communist front apparatus. . . . The union is now on record as demanding free speech and association for fronters while denying those rights to others."

Ives was heartened, saw the vote as a blow at "an obvious moral wrong like blacklisting." He hoped it would "revitalize the union":

> "Most members have not been active in the union because of a feeling of fear and intimidation. . . . I have hopes this will alleviate the blacklist situation and give heart to some of the agencies. It shows the majority of people do not believe in vigilante-ism. The health of any union lies in people taking part and saying what they want to."

DEEPER ISSUES: Variety, show business journal, found deeper implications in the vote, said it was

> ". . . seen by observers to augur a complete change in administration after the next election. The outcome, it's also felt, will markedly diminish the remaining strength of the blacklist system in radio-TV employment. . . . The main reason it's believed that the 'conservatives' have lost the better part of their influence is more than a question of blacklisting per se, which was the surface issue. The referendum taken to condemn AWARE also is said to reflect the feeling among many that the pro-AWAREites were using the AWARE lists as a 'political football' to defeat all opposition, regardless of whether it was Communist or not. Such feeling may cast a bad light on everything the 'conservatives' propose hereafter."



Escaro in Liberation, Paris

"Isn't this better than a wooden cross?"

STEVENS GETS POST

First Negro named to seat on N.Y. State Supreme Court

HARLEM Assemblyman Harold A. Stevens in 1950 became the first Negro judge in the New York Court of General Sessions. On July 6 Gov. Harriman swore Stevens in as the first Negro to sit on the State Supreme Court. The job lasts six months—it is the remainder of the 14-year term of the late Justice Thomas L. J. Corcoran. Stevens' term in General Sessions had nine years to go. Each court pays $30,000 a year. He is expected to get the unanimous support of the Democratic, Republican and Liberal parties for the full term in November.

The appointment came as discontent was rising among New York Negro voters. James Booker in the **Amsterdam News** (4/30) noted that Harriman had given "only two Harlem jobs, one of them to a clubhouse worker, while the number of whites goes into the hundreds, with hundreds of vacancies coming up." This, he said, was causing "bitterness among rank and file Democratic organization workers and captains in Harlem."

BUILDUP FOR 1956? Booker quoted a Harlem complaint against "glamor appointments—a big production [by Harriman, Wagner and De Sapio] to show they are free of bias." While hailing the Stevens appointment, some Negro political leaders, according to a spokesman for the Harlem Affairs Committee, consider it a part of a Harriman buildup for President in 1956. When Stevens was picked for General Sessions, they point out, no Negro was named to succeed him in the Assembly. Will the Democrats now show their good faith, they ask, and designate another Negro for General Sessions?

Harlem Affairs Committee chairman Robert Justice told the GUARDIAN that out of more than 250 city, county and state judgeships in all categories in N. Y. C., there were only two Negroes in City Court, one in the Magistrates Court, one in Special Sessions, three in Domestic Relations, and three in the Municipal. The Supreme Court, he said, has 68 justices from N. Y. C. alone, "but the 1,000,000 New York State Negroes have only one."

Domestic Relations Judge Hubert Delany, up for reappointment by Mayor Wagner this August, has been highly recommended by the N. Y. C. Bar Association.

N. Y. Herald Tribune
"He's terribly homesick. He's never been away from television before."

CALENDAR

Los Angeles

TWO BIG EARL ROBINSON CONCERTS at First Unitarian Church, 2936 W. 8th St., L. A. Friday, July 29, 8:30 p.m. Sunday, July 31, 2 p.m. Includes special version of "Sandhog" with Chorus. Night concert, $1. Sunday, 50c and $1. Tickets now selling at Church office or by mail. Benefit, First Unitarian Church.

Chicago

GIANT RALLY—The Bill of Rights vs. Guilt by Association. Hear Claude Lightfoot and Junius Scales, victims of the membership provision of the Smith Act. Sunday, July 31, 2:30 p.m., Washington Park (near 52nd & So. Parkway). Sponsored by Washington Park Forum, South Side Civil Rights Congress and Lightfoot Defense Committee.

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THE "RESERVE" BILL

UMT-in-disguise seen sure of passage unless 11th-hour protest shelves it

THE ADMINISTRATION's bill to increase "trained and ready" reserves from the present 700,000 to 2,900,000 by 1960 passed the House July 1 and now awaits Senate action. Its supporters predict easy passage there. Long-time opponents of universal military training see this new measure as UMT in disguise. Provisions of the bill—H. R. 7000—includes:

- Obligatory reserve service for every youth appointed to or enlisted or drafted into the armed forces;
- Military obligation of six years for men actively serving two or more years; eight years for men who take six months basic training; 9½ years for men volunteering for reserve without basic training.
- Up to 250,000 "volunteers," not yet 18½, "under such regulations as may be prescribed by the Secy. of Defense," if they have not received draft call;
- 48 weekly drills, or equivalent training, plus 17 days' summer camp —or 30 days instead of weekly drills;
- A blank check for the President to call up 1,000,000 reservists whenever he decides a "national emergency" exists.

DRAFT OF DOCTORS TOO: The Administration's military program, apparently assured of victory after several near-defeats, wraps up into one tight package a four-year extension of the general draft and a two-year extension of the doctors' draft. The first subjects all 18½-year-olds to two years' active military service; the second inducts physicians, dentists and veterinarians up to the age of 46.

The "ready reserve" bill passed the House minus reference to the National Guard, originally considered an essential of the reserves. Reason was an amendment by Rep. Adam C. Powell (D-N.Y.) denying Federal money to jimcrow state outfits.

The **Washington Newsletter** (July) of the Friends Committee of Natl. Legislation (104 C St., N. E., Washington, D. C.) comments on the bill:

"It quadruples the size of the present paid Reserve of 700,000. It doubles the cost, possibly triples it. And passage of such a measure at this time would raise serious doubts as to U.S. sincerity in regard to peace and possible steps toward disarmament, when one of the provisions of the U.S. disarmament proposals reported in the N.Y. **Times** of May 14 was to seek agreement not to exceed the size and budget of the armed forces over the levels of Dec. 31, 1954. . . ."

WRITE YOUR SENATORS: Warning peace-lovers that "both the Democratic and Republican leadership in both Houses and the Administration [are determined to] push a Reserve Bill through the Congress before the meeting of the Big Four," **Washington Newsletter** urges that "since the Senate has received little mail [opposing this bill], it is important that you and your friends contact your Senators now."

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To the Gentlemen at the Summit:

Shall We Live—Or Die?

This is an excerpt from the statement by Albert Einstein and eight of the most eminent scientists in the world calling for the abolition of war. It was written by "human beings, members of the species man, whose continued existence is in doubt," for all human beings.

WE HAVE to learn to think in a new way. We have to learn to ask ourselves not what steps can be taken to give military victory to whatever group we prefer, for there no longer are such steps; the question we have to ask ourselves is: What steps can be taken to prevent a military contest of which the issue must be disastrous to all parties?

* * *

Here then is the problem which we present to you, stark and dreadful and inescapable: Shall we put an end to the human race: Or shall mankind renounce war? People will not face this alternative because it is so difficult to abolish war.

The abolition of war will demand distasteful limitations of national sovereignty. But what perhaps impedes understanding of the situation more than anything else is that the term "mankind" feels vague and abstract.

People scarcely realize in imagination that the danger is to themselves and their children and their grandchildren, and not only to a dimly apprehended humanity. They can scarcely bring themselves to grasp that they, individually, and those whom they love, are in imminent danger of perishing agonizingly. And so they hope that perhaps war may be allowed to continue, provided modern weapons are prohibited.

THIS HOPE is illusory. Whatever agreements not to use H-bombs had been reached in time of peace, they would no longer be considered binding in time of war, and both sides would set to work to manufacture H-bombs as soon as war broke out, for if one side manufactured the bombs and the other side did not, the side that manufactured them would inevitably be victorious.

Although an agreement to renounce nuclear weapons as part of a general reduction of armaments would not afford an ultimate solution, it would serve certain important purposes.

First: Any agreement between East and West is to the good in so far as it tends to diminish tension.

Second: The abolition of thermo-nuclear weapons, if each side believed that the other had carried it out sincerely, would lessen the fear of a sudden attack in the style of Pearl Harbor, which at present keeps both sides in a state of nervous apprehension.

We should therefore welcome such an agreement, though only as a first step.

MOST OF US are not neutral in feeling, but, as human beings, we have to remember that, if the issues between East and West are to be decided in any manner that can give any possible satisfaction to anybody, whether Communist or anti-Communist, whether Asian or European or American, whether white or black, then these issues must not be decided by war. We should wish this to be understood, both in the East and in the West.

There lies before us, if we choose, continual progress in happiness, knowledge and wisdom. Shall we, instead, choose death because we cannot forget our quarrels? We appeal, as human beings, to human beings: Remember your humanity, and forget the rest. If you can do so, the way lies open to a new paradise; if you cannot, there lies before you the risk of universal death.

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Los Angeles probe

(Continued from Page 1)

You're a disgrace to our country. . . ."

"IF YOU DON'T LIKE . . ." The real melodrama came with the appearance on the stand of Mrs. Anita Bell Schneider, who claimed to be an FBI undercover agent in San Diego beginning in 1951. According to her, the Peace Crusade was a link in an elaborate China - N. Korea - Soviet - Los Angeles espionage network. She charged that Peter Hyun, former head of the Crusade, told her that the organization relayed orders issued by Mao Tse-tung and she intimated that communication was maintained with N. Korean leaders by way of U. S. S. R. diplomatic pouches.

Diamond Kim, editor of the bilingual **Korean Independence,** refused on constitutional grounds to answer any questions about his paper, including whether it had published alleged confessions of U. S. soldiers that germ warfare was used. Kim, who has been in this country since 1928, served with the OSS during the war but was arrested on a deportation charge in 1945, the year the war ended. When he seemed critical of that arrest, Rep. Doyle said:

"If you don't like our country, why don't you get out?"

Kim protested that it was love of this country that prompted him to volunteer for war service, but the committee announced that it will "investigate" delays in his deportation.

HUGH HARDYMAN
The witness was sturdy

"ABSOLUTE LIES": Rep. Jackson summed up the Peace Crusade angle:

"If the hearings in Los Angeles do nothing else but drive a few coffin nails in this peace movement, they'll have been worthwhile."

The Peace Crusade itself issued a statement calling Mrs. Schneider's testimony "a series of absolute lies" and describing the hearings as "a desperate effort to heat up the cold war."

Besides Mrs. Schneider, the committee called two other cooperating witnesses. Stephen A. Wereb, described by the L. A. Examiner as "a grandfatherly businessman," ticked off the names of 91 persons he said he knew were members of the Communist Party between 1944 and 1948. William Kimple, who served as a L. A. police department agent in the Communist Party for 11 years under the name of Bill Ward and was an assistant membership director in 1937-38, named six persons as Communists. Kimple was used as a witness by the government in the deportation hearing against GUARDIAN editor Cedric Belfrage last year.

WARREN'S OPINION: A highlight of the hearings was the appearance of William Elconin, West Coast leader of the independent United Electrical Workers Union. He was accompanied by UE general counsel David Scribner, who recently won a Supreme Court reversal of a contempt - of - Congress charge against UE leader Julius Emspak. Elconin caused considerable committee excitement when he attempted to read Chief Justice Warren's opinion in that case, which was highly critical of committee practices. Rep. Doyle, deeply angered, set off this exchange:

"You're not going to read that decision!"

"It would appear that you are afraid to hear it."

"You're not going to make a monkey out of this committee!"

Elconin summed up his position:

"You have no right to inquire into my private belief. When I took an oath as an officer of the U. S. Army I took an oath to defend this country against all enemies, domestic and foreign. In my opinion this committee is the most serious domestic enemy of my country. It is acting in a lawless manner."

Several witnesses who admitted to past CP membership but refused to answer questions about their associates and activities were threatened with prosecution for contempt.

PROTEST RALLY: The hearings were preceded by a mass rally in Embassy Auditorium attended by more than 1,000 persons, by a series of large newspaper ads, one of which included the line: "Honor the Bill of Rights—Be a Fifth Amendment American," and by an American Civil Liberties Union rally at which the principal speaker was former Senator Harry P. Cain, now a member of the Subversive Activities Control Board.

Cain called for a "new climate . . . where questions about political beliefs and associations that violate the First Amendment will be considered nobody's business." He criticized the use of "faceless informers," the Attorney General's list of "subversive" organizations, and arbitrary dismissals under government security programs.

Although the hearing created some sensational headlines (in local papers only), damaged several reputations and cost a number of jobs, a Los Angeles veteran observer of the committee's antics called this one "a bum show." At least one member of the subcommittee, Rep. Moulder, seemed unhappy at the proceedings; one witness heard him say unguardedly:

"After a week of this I almost feel like joining the Communist Party myself."

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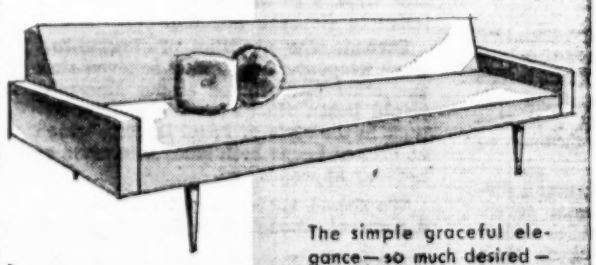

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New witch-hunts

(Continued from Page 1)

pers, begun in June, are to continue, with some 34 publications listed as "subversive."

WOOD AND SACB: Former Rep. John S. Wood (D-Ga.), and one-time head of the Un-American Activities Committee, has been unanimously approved by a Senate Judiciary subcommittee to be a member of the Subversive Activities Control Board, despite accusations that he was once a member of the Ku Klux Klan.

The SACB itself is continuing hearings against the American Committee for Protection of Foreign Born, and has just ruled that the Jefferson School of Social Science in New York is a "Communist front" organization and must register as such. The school is appealing.

UNIONS NEXT: The Justice Dept., prodded by the Internal Security subcommittee, is planning greatly-enlarged activities on the "subversive" front. On June 28 the subcommittee made public a report following a conference with Justice Dept. officials and members of the SACB. The subcommittee complained that only two cases have been filed with the SACB in the last two years, but reported that plans are now completed for bringing 20 cases before the board in the next fiscal year. Four of these will be "Communist-infiltrated" unions and will mark the first use of the Communist Control Act of 1954.

To the committee, the 20 new cases represent "an excessively modest goal" and it also criticized as too low a Justice Dept. request for 12 new attorneys plus additional clerical help; it recommended that six more hearing examiners also be hired by the SACB. The committee listed five independent unions for immediate attention—the Mine, Mill & Smelter Workers, United Electrical Workers, Fur & Leather Workers, Intl. Longshoremen's & Warehousemen's Union, and the American Communications Assn.—and said:

> "The Justice Dept. is giving this matter of Communist-infiltrated unions top priority, but is laboring under the handicap of a severe shortage of attorneys available to work on such cases."

SMITH ACT STEP-UP: Earlier Asst. Atty. Gen. William F. Tompkins, head of the Department's Internal Security Divn., had announced that the department is planning intensive use of the membership section of the Smith Act and said that indictments against more Communists will be sought "in the very near future."

On July 5 the House voted unanimously to increase maximum penalties under the Smith Act to 20 years in prison and $20,000 fine; Atty. Gen. Brownell had called present penalties (the maximum in some cases is now five years) "totally inadequate."

BILLS IN CONGRESS: Earlier a House Judiciary Subcommittee approved a bill introduced by Rep. Emmanuel Celler (D-N. Y.) legalizing wire-tapping in cases involving "spies, saboteurs, traitors and kidnappers."

Pending in the Senate is a bill introduced by Sen. James O. Eastland (D-Miss.) to compel lawyers to file non-Communist affidavits before they can practice before federal courts, congressional committees and government agencies; it would also bar from practice lawyers who invoke the Fifth Amendment on questions about Communist associations.

Wall Street Journal

"How do you do? I'm considering buying the property next door. How do you feel about the present administration . . . the United Nations . . . our foreign policy . . . ?"

Also pending in Congress is a bill backed by Brownell requiring the registration of all "foreign agents trained in espionage and sabotage."

This month the California Supreme Court upheld, 6 to 1, a law requiring public employes to "answer or be fired" when questioned about their loyalty.

HARRY WHITE AGAIN: The Internal Security subcommittee is keeping alive the charge that the late Harry Dexter White, former Asst. Secy of the Treasury, was a spy. On July 3 it released a second booklet about him, charging that he "had a world-wide commercial espionage system reporting to him and . . . he also had an effective political intelligence network." White's brother, Nathan I. White, said such reports were part of his normal duties, called the charges "nothing short of ridiculous" and a "complete fabrication."

NEW TRIAL AUG. 10: Another Smith Act trial is scheduled to begin Aug. 10 in New York. Defendants will be George Blake Charney and Alexander Trachtenberg, whose earlier convictions were set aside because of the recantations of government witness Harvey Matusow. To be tried with them will be Sidney Stein and Marian Bachrach, who is gravely ill.

And GUARDIAN's editor Cedric Belfrage, held in a federal prison on a deportation order, is still denied bail.

THE PROSPECT: The outlook for civil liberties is still less than bright despite recent court decisions on passports and the operation of the government's security programs.

JUDGE HOLTZOFF OVERRULED

Capital adoption case: significant victory

FEDERAL DISTRICT Judge Alexander Holtzoff of Washington, D. C., last Oct. 6 wrote an opinion in an adoption case which Civil Rights Congress exec. secy. William L. Patterson called "more vicious than anything I have seen since Mr. Justice Taney's remarks in the Dred Scott case" (that a Negro has no rights a white man is bound to respect). It said:

> "The infant sought to be adopted is a five-year-old boy born out of wedlock. His mother has since remarried and her husband, the boy's step-father, seeks to adopt him. The mother and the stepfather are living together and the boy is a member of the household. Ordinarily such an adoption should be not only approved but encouraged. There are two serious circumstances, however, that lead to a contrary conclusion. . . .
>
> ". . . the parents are living in a Federal housing project and have refused to sign the loyalty declaration required of all tenants. . . . An action to evict them is now pending on appeal. . . .
>
> ". . . the stepfather is a colored man, while the mother and the boy are white people. This situation gives rise to a difficult social problem. The boy when he grows up might lose the social status of a white man by reason of the fact that by record his father will be a negro [sic] if this adoption is approved. I feel the court should not fashion the child's future in this manner.
>
> "In the light of both of these considerations, the Court is constrained to deny the application for adoption."

OVERRULED: On July 6 the Circuit Court of Appeals reversed the decision. Judges David L. Bazelon, John A. Danaher and Walter M. Bastian, in their joint opinion directing Judge Holtzoff to grant the petition for adoption, declared "the best interests" of the child would not be served by denying him "legitimatized status." They ruled that the couple's refusal to sign a "loyalty oath" provided "no support for a determination that the 'best interests' of the child would be served by denial of the adoption." Declaring that courts "may not regard such refusal [to sign] as adverse reflection upon character," the opinion said:

> "Nor can denial of the adoption rest on a distinction between the 'social status' of whites and Negroes. There may be reasons why a difference in race or religion may have relevancy in adoption proceedings. But that fact alone cannot be decisive in determining the child's welfare. It does not permit a court to ignore all other relevant considerations. Here we think those other considerations have controlling weight."

NEW YORK CALENDAR

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ASP Sunday night forums have begun

THE ASP Starlight Forum has opened its season in Penthouse 10A, 59 W. 71st Street.

Speakers on successive Sunday evenings at 8:30 will be Alice Childress, playwright-actress, who will read from her new play, as yet untitled, July 17; John Killens, author of **Youngblood,** July 24; and Eslanda Robeson, anthropologist, "The Book I Should Have Written," July 31.

August forums will present the reading of a new play on the pre-Civil War era by Lester Cole; Ernest Crichlow and Robert Gwathmey, artists; and Dr. Annette T. Rubinstein, author-lecturer.

For further information, contact the New York ASP, 35 W. 64th St., SU 7-4677.

Have you written a letter to Atty. Gen. Brownell demanding freedom for Cedric Belfrage?

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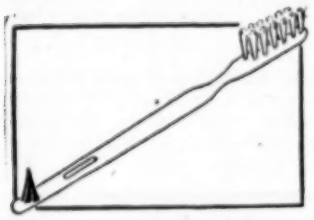

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the SPECTATOR

The 29 will help themselves

By Eugene Gordon

(Who was at the Bandeong Conference)

PEOPLES WHO ARE PHYSICALLY REMOTE from cultures favored with ideal conditions for development have been colonized by the more advanced. A gigantic handicap facing a colony or a subjugated people is its inability freely to maintain social connections with other colonies or subjugated peoples. The Asian-African Conference at Bandoeng last April considered economic and cultural co-operation to be the bedrock of any program to abolish colonialism and to promote peace.

Which co-operation comes first, economic or cultural? The Bandoeng program outlined in the last communique indicated that the two must be worked out at the same time. It was obvious, however, that the delegates believed their talk about cultural co-operation would remain just talk until they laid a sound economic base. Quite realistically they said their economic program envisaged co-operation outside the Asian-African region and included investment of foreign capital.

N. Y. Herald Tribune

"If they build one more airport here in Africa, I'll go out of my mind."

THEY HAVE EXPERIENCE: But doesn't danger lurk here? Isn't foreign investment in Asia and Africa the seed of foreign domination? It can be, but is not historically destined to be. The 29 participating countries are collectively aware of the danger; nations doing business with one another as equals, co-operating in their determination to be their own masters, are not easily dominated by foreign capital.

To insure independence of Marshall Plans and of Point 4's, the 29 agreed to provide technical assistance to one another: experts in all possible categories; trainees; pilot projects and equipment for demonstration purposes; exchange of "know-how" and the setting up of national and regional training and research institutes for technical knowledge.

They saw the need for "early establishment of a special UN fund for economic development"; told the Intl. Bank for Reconstruction and Development: "Here's your opportunity to do something for peoples who will gratefully appreciate help." Resolving to resist firmly domination by outsiders, the 29 looked to an international finance corporation to handle equity investments and to encourage Asian-African countries to undertake joint economic ventures—where common interests would be helped.

THE PEACEFUL ATOM: They recommended intra-regional trade fairs, with exchange of trade delegations and groups of businessmen, and information and samples; normal transport facilities for landlocked countries; and, most important, diversification of export trade with each country processing its own raw materials, wherever economically feasible, before exporting. They urged speedy establishment of an international atomic energy agency, with representation for themselves in executive authority, and stressed their intention of using every facility for peaceful application of atomic energy.

Having thus laid a foundation for economic stability, the 29 pointed to Tunisia, Algeria and Morocco as countries where cultures have been suppressed by the peoples' being forbidden to study their own languages. The delegates said that this policy impeded cultural advancement and hampered cultural co-operation internationally. They specifically condemned racialism as a means of cultural suppression.

CULTURE AND PEACE: They emphasized that Asian-African co-operation should be developed in the larger context of world co-operation:

> "Side by side with the development of Asian-African cultural co-operation, the countries of Asia and Africa desire to develop cultural contacts with others. This would enrich their own cultures and would also help in the promotion of world peace and understanding."

Asian and African countries which have educational facilities will make them available to students and trainees whose lands have thus far been unable to develop scientific and technical institutions. The program says promotion of cultural co-operation should be directed toward "acquisition of knowledge of one another's country, common cultural exchange, and exchange of information." It concludes:

> "The Asian-African Conference was of the opinion that at this stage the best results in cultural co-operation would be achieved by pursuing bilateral arrangements to implement its recommendations and by each country's taking action of its own wherever possible and feasible."

Nationals, designated by each participating country, are serving as members of the international Asian-African committee to get this program moving.